

Mar-09-05 10:36 From-

T-878 P.001/002 F-674

This facsimile message and its contents are legally privileged and confidential information intended solely for the use of the addressee. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, copying or other use of this message and its contents is strictly prohibited. If you have received this telecopy in error, please notify us immediately by telephone and return the original message to us at the address shown below via the Postal Service. Thank You.

ALSTON & BIRD LLP

101 South Tryon Street, Suite 4000
Charlotte, NC 28280-4000
704-444-1000
Fax: 704-444-1111

RECEIVED
CENTRAL FAX CENTER

MAR 09 2005

TELECOPY

PLEASE DELIVER AS SOON AS POSSIBLE

DATE: March 9, 2005

TO: Pre-Grant Publication Division of the USPTO

FROM: Kay Costanza, Administrative Patent Paralegal

***Official Request For Refund of Publication Fee
For Appl. No. 10/659,135; Patent No. 6,851,353

NO. OF PAGES:
(including cover page)

2

OPERATOR:

IF NOT RECEIVED PROPERLY, PLEASE NOTIFY ME IMMEDIATELY AT

USER CODE: COSTK

FAX NUMBER: (703) 305-8568

CLEARING MATTER: 030676/267282

REQUESTED BY: Kay 1171

VOICE NUMBER:

CLT859561

Mar-09-05 10:36 From-

T-878 P.002/002 F-674

Attorney's Docket No. 030676/267282

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re:	Quantz <i>et al.</i>	Confirmation No.:	4800
Appl. No.:	10/659,135	Patent No.:	6,851,353
Filed:	September 10, 2003	Issued:	February 8, 2005
For:	NUT TRANSPORT ELEMENT FOR USE IN HIGH PRODUCTION NUTCRACKING APPARATUS		

RECEIVED
CENTRAL FAX CENTER

MAR 09 2005

MAIL STOP PGFUB
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

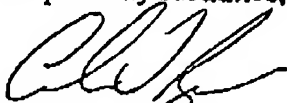
REQUEST FOR REFUND OF PUBLICATION FEE
Under 37 C.F.R. § 1.211(e)

Pursuant to 37 C.F.R. § 1.211(e), Applicant respectfully requests a refund of the \$300.00 publication fee paid December 29, 2004, and received by the United States Patent and Trademark Office ("USPTO") on January 3, 2005, for the above-referenced patent application.

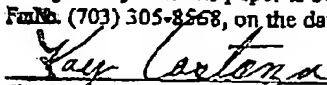
This fee was paid in response to a Notice of Publication Fee Due on the PTOL-85 form mailed by the USPTO. The patent has issued and the application has not published within one month of issuance of the patent.

Please make the refund by crediting our firm's Deposit Account No. 16-0605.

Respectfully submitted,


Andrew T. Spence
Registration No. 45,699

CUSTOMER No. 00826
ALSTON & BIRD LLP
Bank of America Plaza
101 South Tryon Street, Suite 4000
Charlotte, NC 28280-4000
Tel Charlotte Office (704) 444-1000
Fax Charlotte Office (704) 444-1111

CERTIFICATION OF FACSIMILE TRANSMISSION	
I hereby certify that this paper is being facsimile transmitted to the Publication Division of the USPTO at Fax No. (703) 305-8868, on the date shown below.	
 Signature	<u>3-9-2005</u> Date

CLTHK7G122v1